



**US ARMY CORPS  
OF ENGINEERS  
St. Louis District  
Gateway to Excellence**

# Public Notice

Reply To:  
U.S. Army Corps of Engineers  
Attn: CEMVS-OD-F  
1222 Spruce Street  
St. Louis, MO 63103-2833

Public Notice No.

**P-2569**

Public Notice Date

**August 18, 2006**

Expiration Date

**September 9, 2006**

**Postmaster Please Post Conspicuously Until:**

File Number: 2006-843

Interested parties are hereby notified that an application has been received for a Section 10 Department of the Army permit to construct and install river structures associated with an unloading dock along the right descending bank of the Mississippi River, at approximate river mile 50.05, as described below and shown on the attached figures.

**COMMENTS AND ADDITIONAL INFORMATION:** Comments on the described work should reference the U.S. Army Corps of Engineers Public Notice Number **P-2569** and must reach this office no later than the above expiration date of the Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers  
ATTN: CEMVS-OD-F (Charles Frerker)  
1222 Spruce Street  
St. Louis, Missouri 63103-2833

**APPLICANT:** Mr. Ric Neubert, Delta Asphalt Company, Post Office Box 880, Cape Girardeau, Missouri 63702-0880 (573-334-5261).

**LOCATION:** The project area is located on the former Southeast Missouri Stone Company facility, which is situated along the right descending bank of the Mississippi River, approximately 50.05 miles above the mouth of the Ohio River, in Cape Girardeau, Cape Girardeau County, Missouri. (See Attached Map and Drawings).

**PROJECT DESCRIPTION:** The Delta Asphalt Company requests authorization to construct a 20-foot-diameter steel sheet pile cell with an associated 150-foot-long walkway and pipeline supports. Approximately 600 cubic yards of clean, free draining, aggregate will be placed in the contained river cell after it is constructed. Two tripod dolphin structures, one installed upstream and one downstream of the river cell, is also requested. The river structures would be utilized on an infrequent basis, approximately four to six times a year, to unload asphalt and cement barges. There will be no associated fleeting or permanent barges moored along the proposed river structures. Detailed dimensions of the river cell and dolphins are shown on the attached drawings.

**ADDITIONAL INFORMATION:** Additional information may be obtained by contacting the applicant, Mr. Ric Neubert at 573-334-5261, or Mr. Charles Frerker, Regulatory Project Manager, U.S. Army Corps of Engineers at (314) 331-8583 or at electronic mail address: [charles.f.frerker@mvs02.usace.army.mil](mailto:charles.f.frerker@mvs02.usace.army.mil)

**AUTHORITY:** This permit will be processed under the provisions of Section 10 of the Rivers and Harbor Act.

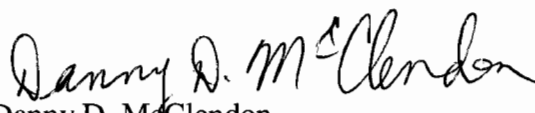
**PUBLIC HEARING:** Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Request for public hearings shall state, with particularity, the reasons for holding the public hearing.

**ENDANGERED SPECIES:** The proposed project is within the range of the endangered Indiana bat (**Myotis sodalis**), Gray bat (**Myotis grisescens**), Pallid sturgeon (**Scaphirhynchus albus**) and the threatened Bald eagle (**Haliaeetus leucocephalus**). A preliminary determination, in compliance with the Endangered Species Act as amended, has been made that this proposed activity is not likely to affect species designated as threatened or endangered, or adversely affect critical habitat. In order to complete our evaluation, comments are solicited by this public notice from the U.S. Fish and Wildlife Service and other interested agencies and individuals.

**CULTURAL RESOURCES:** The St. Louis District will evaluate information provided by the State Historic Preservation Officer and the public in response to this public notice and we may conduct, or require a reconnaissance survey of the project area.

**EVALUATION:** The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit that may reasonably be expected to accrue from the described activity must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the described activity will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion, and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of these proposed activities. Any comments received will be considered by the U.S. Army Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

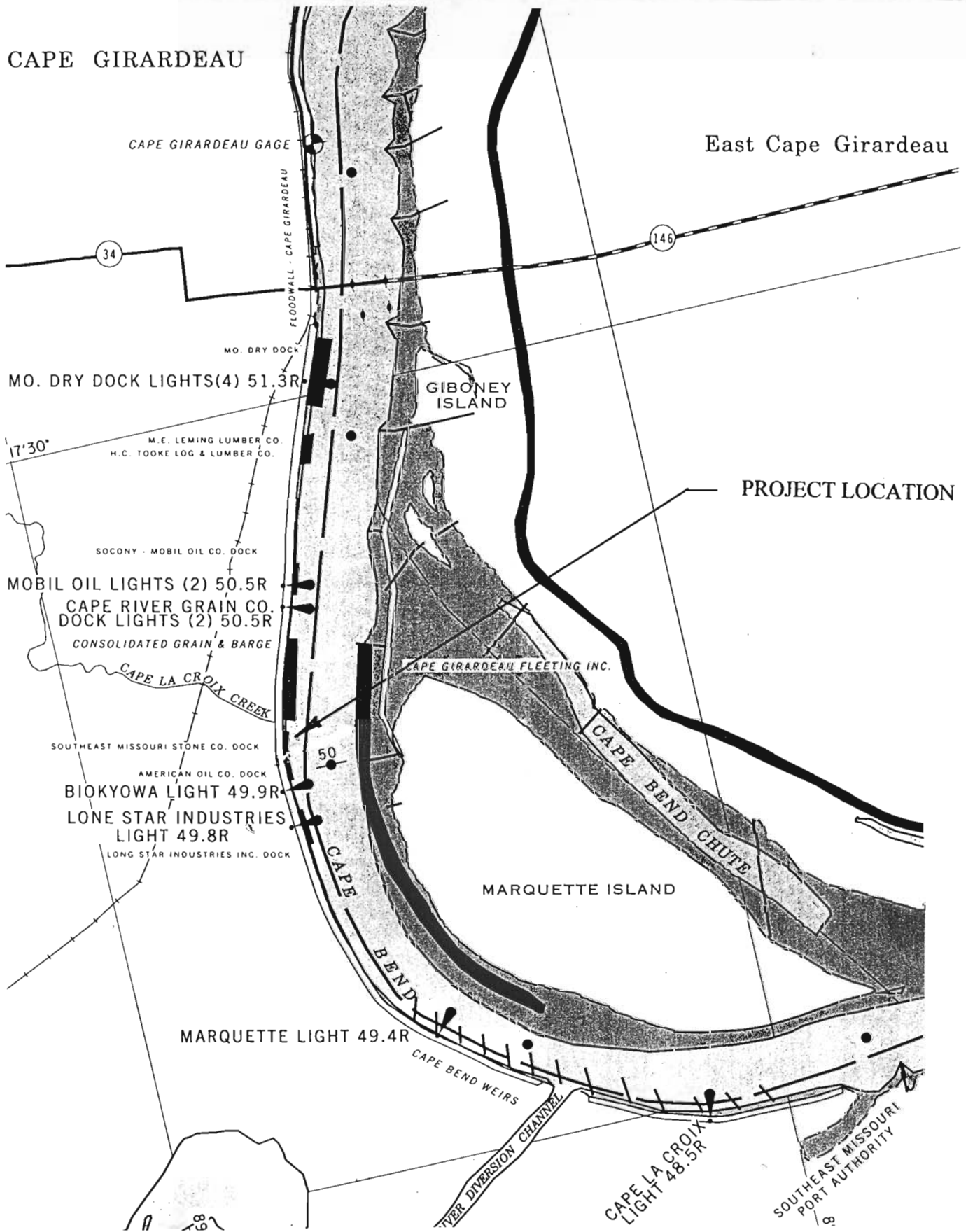
  
Danny D. McClendon  
Chief, Regulatory Branch

Attachments

**NOTICE TO POSTMASTERS:**

It is requested that this notice be conspicuously and continually placed for 21 days from the date of this issuance of this notice.

# CAPE GIRARDEAU



P-2569

Purpose: Barge Unloading Dock

Adjacent Property Owners  
1.) City of Cape Girardeau  
2.) Ramstar

LOCATION MAP  
No Scale

Application by:  
DELTA ASPHALT CO.  
CAPE GIRARDEAU TERMINAL

Mississippi River Mile 50.05 RDB  
County of Cape Girardeau  
State of Missouri

7/12/06

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# Delta Asphalt Co

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0 500 1000 1500 2000 Feet



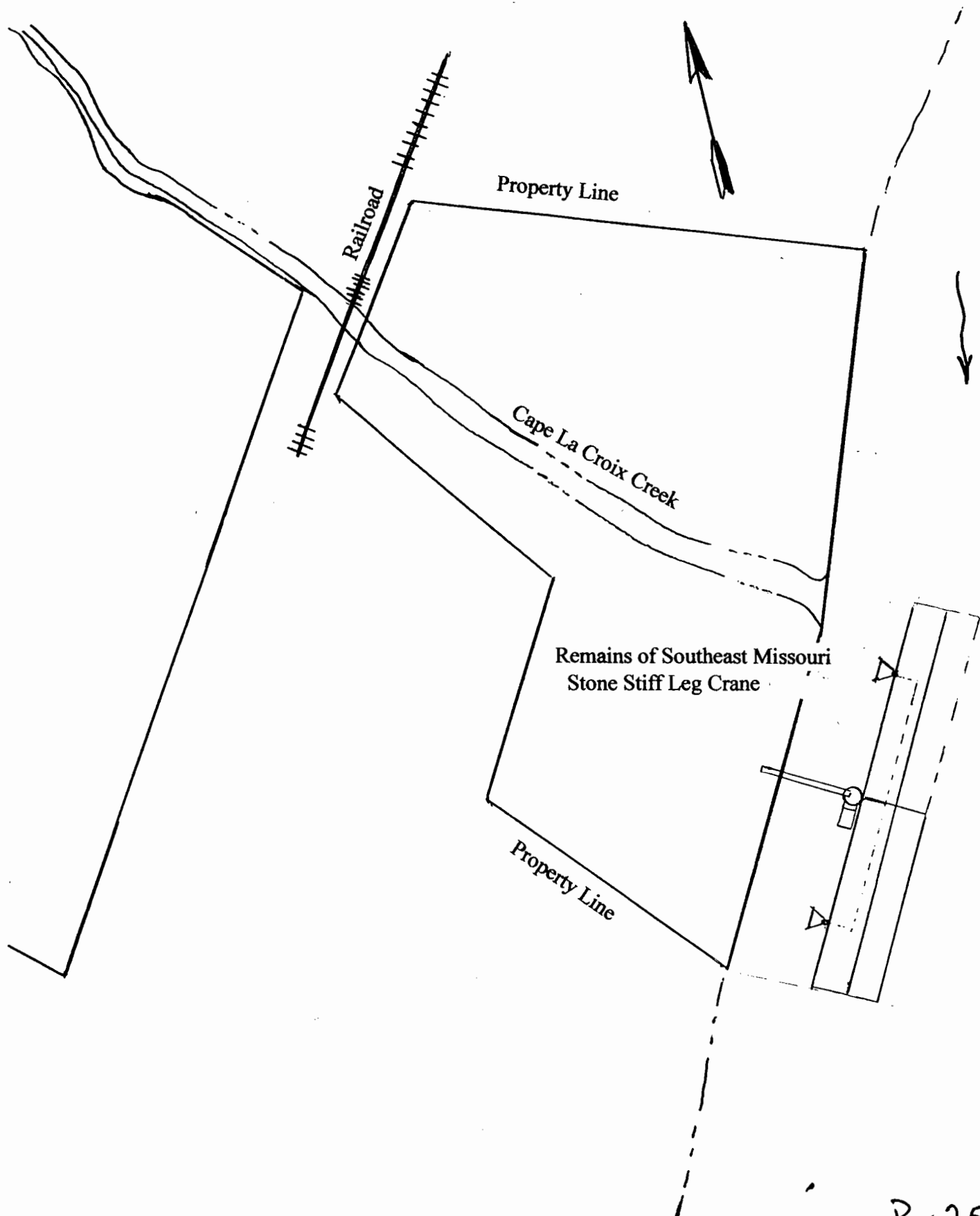
Aug 10, 2006

Made By: Frerker



State: Missouri  
County: Cape Girardeau  
Nearest City: Decatur  
Latitude: 37:16:27.8551  
(37.2744042)  
Longitude: -89:31:39.8720  
(-89.52774222)  
UTM X: 0275877.185

UTM Y: 4128105.016  
UTM Zone: 16  
USGS Quad: Cape Girardeau  
HUC 8 Name: Upper Mississippi-cap  
HUC 8 Number: 07140105  
Section: 17  
Township: 30 N  
Range: 14 E  
Q Section:  
QQ Section:



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Purpose: Barge Unloading Dock

PROPERTY PLAN  
Scale 1" = 200'

Mississippi River Mile 50.05 RDB  
County of Cape Girardeau  
State of Missouri

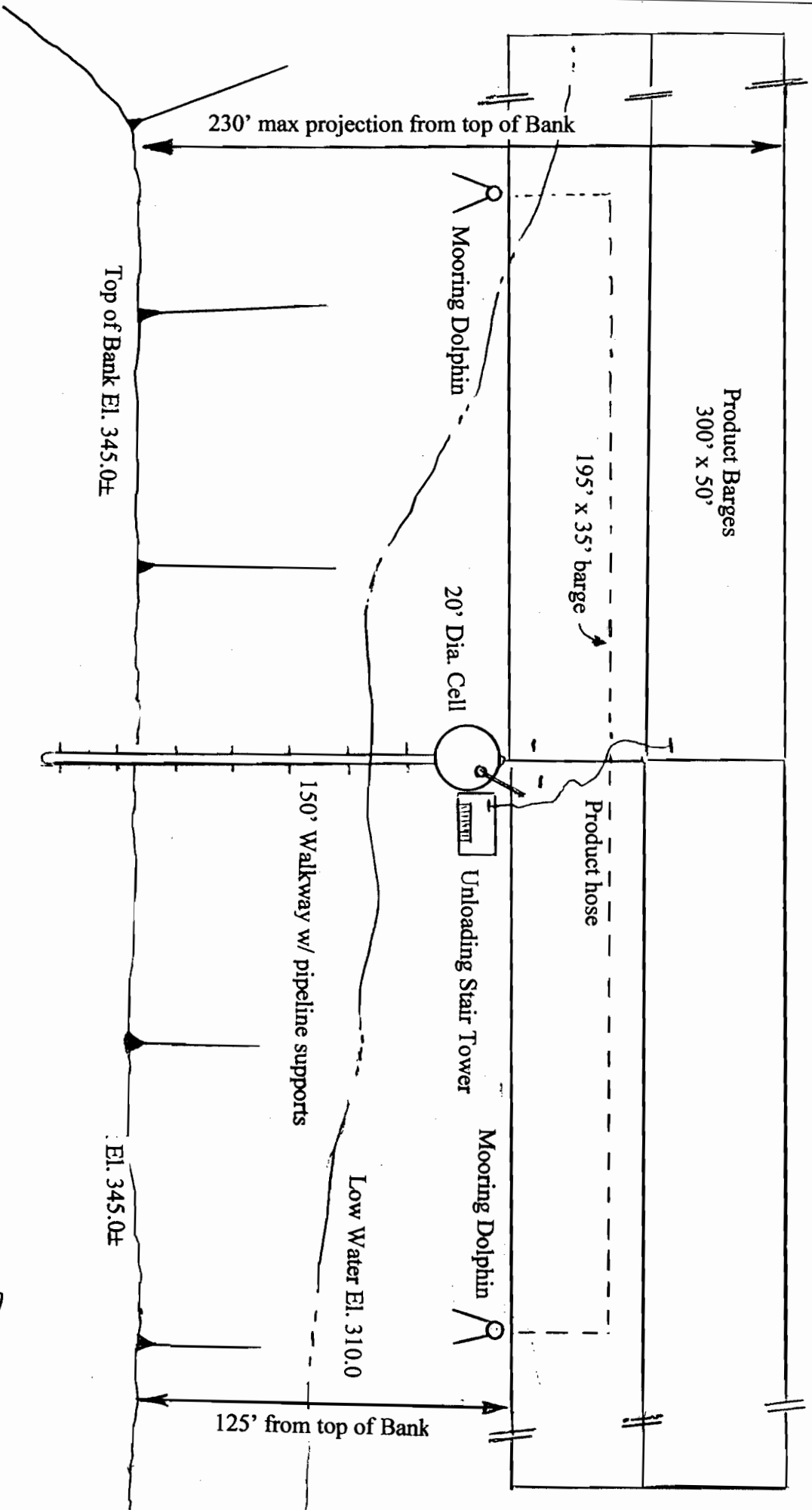
Adjacent Property Owners  
1.) City of Cape Girardeau  
2.) Ramstar

Application by:  
DELTA ASPHALT CO.  
CAPE GIRARDEAU TERMINAL

7/12/06

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Flow

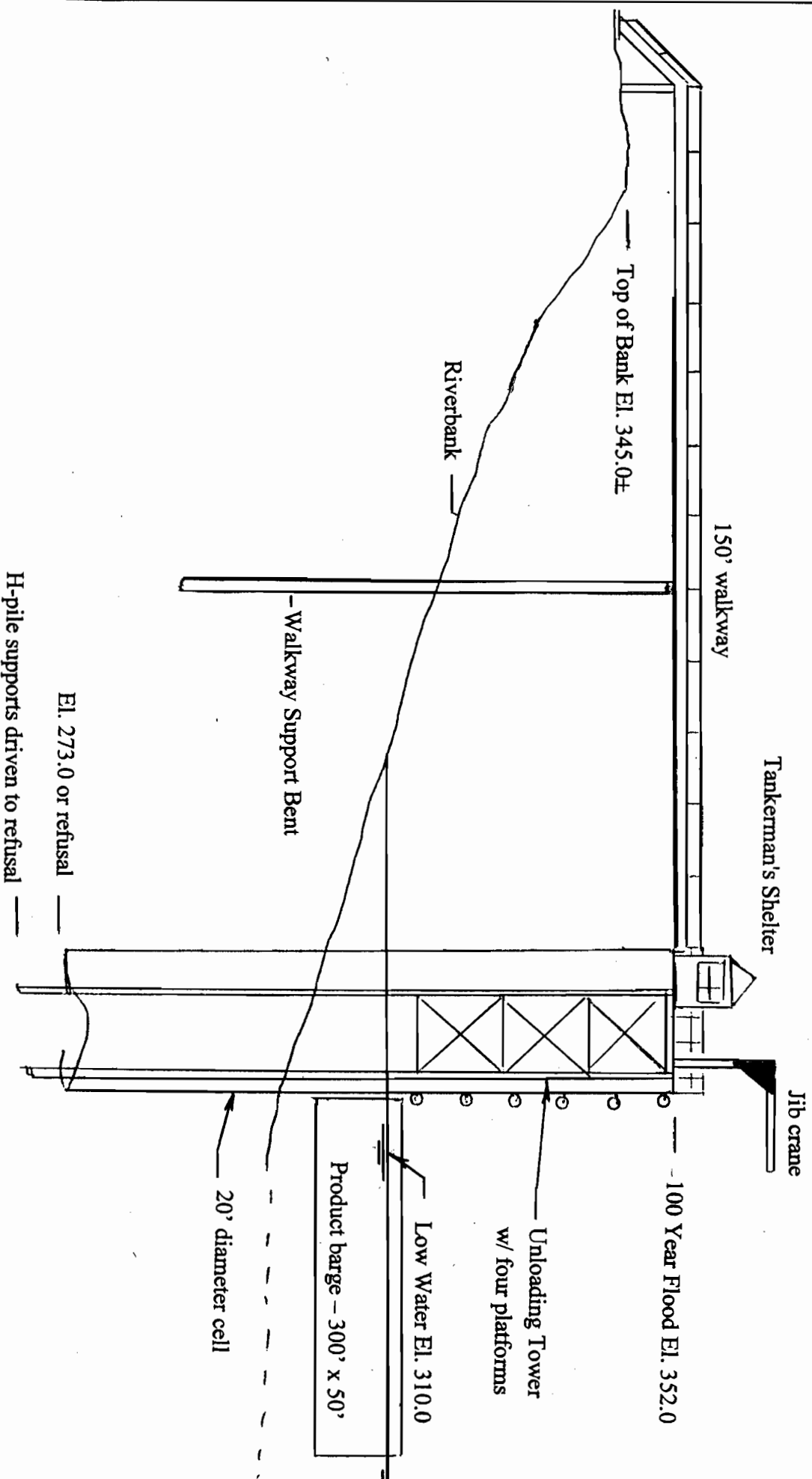


Purpose: Barge Unloading Dock  
Adjacent Property Owners  
1.) City of Cape Girardeau  
2.) Ramstar

PLAN of BARGE DOCK  
Application by:  
DELTA ASPHALT CO.  
CAPE GIRARDEAU TERMINAL

Mississippi River Mile 50.05 RDB  
County of Cape Girardeau  
State of Missouri  
7/12/06  
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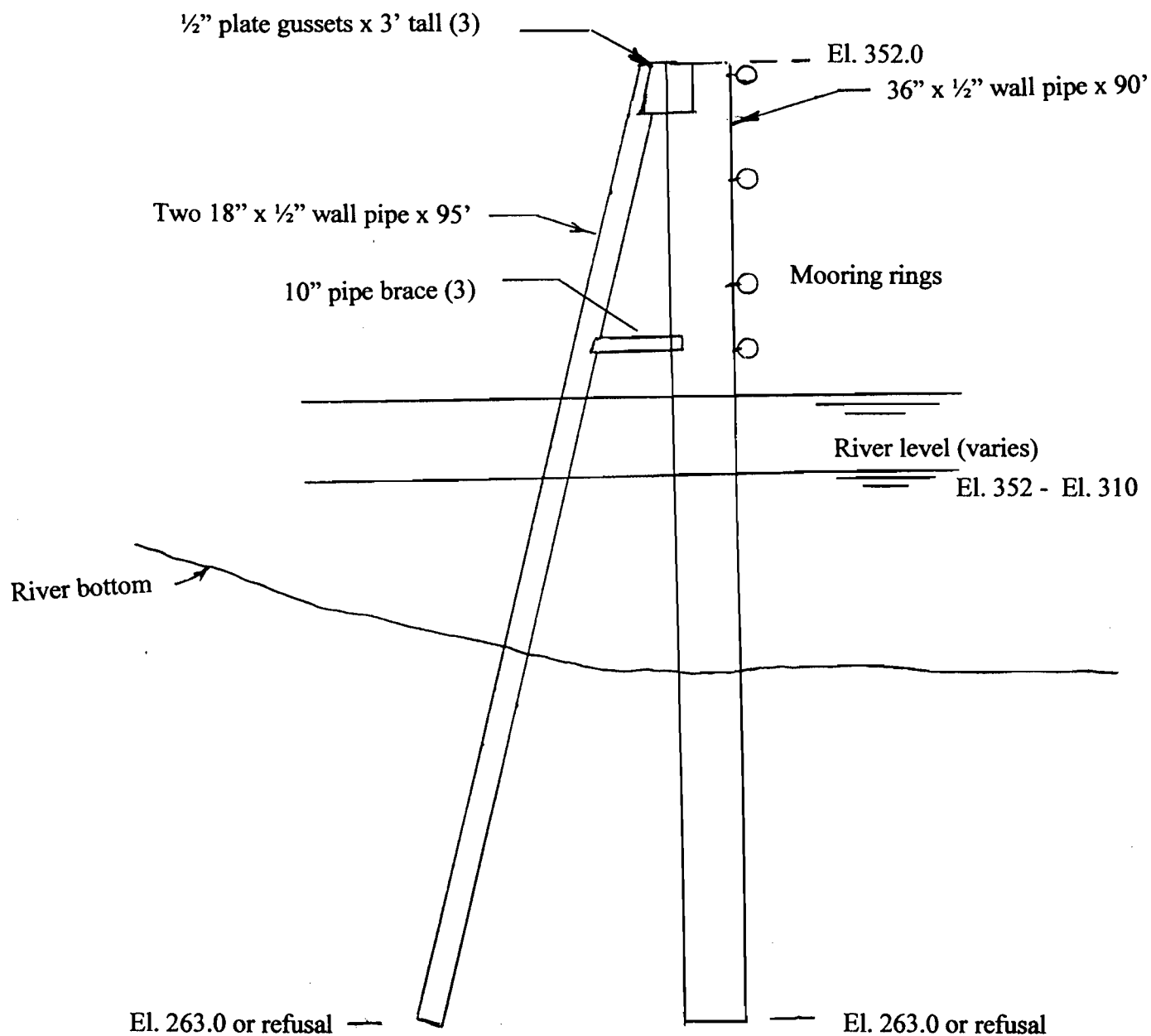


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Purpose: Barge Unloading Dock  
 Adjacent Property Owners  
 1.) City of Cape Girardeau  
 2.) Ramstar

SECTION - UNLOADING TOWER AND SHEET PILE CELL  
 Application by:  
 DELTA ASPHALT CO.  
 CAPE GIRARDEAU TERMINAL

Mississippi River Mile 50.05 RDB  
 County of Cape Girardeau  
 State of Missouri  
 7/12/06  
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Adjacent Property Owners  
 1.) City of Cape Girardeau  
 2.) Ramstar

SECTION - MOORING DOLPHIN  
 (2 req'd)  
 Application by:  
 DELTA ASPHALT CO.  
 CAPE GIRARDEAU TERMINAL

Mississippi River Mile 50.05 RDB  
 County of Cape Girardeau  
 State of Missouri

7/12/06

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